

KATE McKENNA, AICP  
Executive Officer

**MINUTES OF THE  
LOCAL AGENCY FORMATION COMMISSION OF MONTEREY COUNTY**  
*Adopted on September 24, 2007*

*An audio recording of this meeting is available at the LAFCO office. Please contact us  
at (831) 754-5838 to arrange a time to listen or to order a copy.*

**Special Meeting**

**Monday, July 23, 2007, 3:00 p.m.**

**Board of Supervisors Chambers  
Monterey County Government Center  
168 West Alisal, First Floor  
Salinas, California**

The meeting of the Local Agency Formation Commission (LAFCO) of Monterey County was called to order by Chair DiMaggio at 3:02 p.m. in the Monterey County Board of Supervisors Chambers. Commissioner Donohue led the Pledge of Allegiance.

**ROLL CALL**

**Members Present**

Commissioner DiMaggio, Chair *(Public Member)*  
Commissioner Donohue, Vice-Chair *(City Member)*  
Commissioner Calcagno, *(County Member)*  
Commissioner Darington, Alternate *(Public Member)*  
Commissioner Gourley, Alternate *(City Member)*  
Commissioner McGowan *(Special District Member)*  
Commissioner Perkins, *(Special District Member)*  
Commissioner Potter, Interim for Commissioner Smith *(County Member)*  
Commissioner Rubio, *(City Member)*  
Commissioner Shirrel, Alternate *(Special District Member)*

**Members Not Present, Presence Not Required**

Commissioner Armenta, Alternate *(County Member)*

**Staff Present**

Kate McKenna, AICP, Executive Officer  
Thom McCue, Senior Analyst  
Elliot Mulberg, Senior Analyst  
Efren Iglesia, LAFCO Counsel  
Rachelle Jones, LAFCO Clerk

**Item 4: Minutes**

**4.a Approval of Minutes of the June 25, 2007 Regular LAFCO Meeting.**

Upon Motion of Commissioner Rubio, seconded by Commissioner Potter, minutes of the June 25, 2007 regular LAFCO meeting, were approved by the following vote:

AYES: Commissioners, Rubio, Potter, Calcagno, Donohue, McGowan, and Perkins  
NOES: None  
ABSTAIN: Commissioner DiMaggio

**4.b Approval of Minutes of the June 18, 2007 LAFCO Budget and Finance Committee Meeting.**

Upon Motion of Commissioner Rubio, seconded by Commissioner Potter, meeting notes of the June 18, 2007 LAFCO Budget and Finance Committee, were unanimously approved.

**Item 5: Public Comment:**

None

**Item 6: Commissioner Comment:**

None.

**Item 7 (a-e): Consent Agenda:**

Executive Officer McKenna provided staff report.

Upon Motion of Commissioner Potter, seconded by Commissioner Perkins, Consent Agenda Items: Accept Check Registers for June 2007, Accept Legislation Report, Receive List of Anticipated Future Agenda Items, Approve Extension of Employment Agreement with LAFCO Executive Officer, Approve Extension of Audit Contract with Kasavan and Pope, were unanimously approved.

**8: New Business**

**8.a Attendance at 2007 CALAFCO Annual Conference.**

Executive Officer McKenna provided staff report.

Upon Motion of Commissioner Rubio, seconded by Commissioner Potter, Attendance by LAFCO Staff and up to four LAFCO Commissioners, was unanimously approved.

### **8.b Nominations for CALAFCO Achievement Awards.**

Senior Analyst Mulberg provided staff report.

Upon Motion of Commissioner Calcagno, seconded by Commissioner Rubio, Nomination of Rachelle Jones for the CALAFCO Achievement Award for Outstanding LAFCO Clerk, was unanimously approved.

### **8.c Nominations for CALAFCO Board of Directors.**

Senior Analyst Mulberg provided staff report.

There were no suggestions for Nominations to the CALAFCO Board of Directors.

### **8.e Designate Voting Delegates at CALAFCO Annual Conference.**

Senior Analyst Mulberg provided staff report.

Upon Motion of Commissioner Rubio, seconded by Commissioner Calcagno, Commissioner Gourley was designated as the Voting Delegate and Commissioner Shirrel as the Alternate Voting Delegate at the CALAFCO Annual Conference, unanimously.

## **9: Executive Officers Report**

Executive Officer McKenna provided a brief update concerning the negotiation process with the City of Greenfield.

## **Item 10: Correspondence**

The following news stories, regarding the Carmel Valley Incorporation Proposal (*LAFCO File No. 03-10*) lawsuit, were distributed to the Commission and copies were made available to the public prior to the start to of the meeting:

“The Price of Democracy”, Monterey Coast Weekly - July 19, 2007

“Judge Refuses to Toss Carmel Valley Incorporation Suit”, The Carmel Pine Cone - July 23, 2007

## **Item 11: Closed Session**

Chair DiMaggio called the meeting into closed session.

### **Pursuant to Government Code Section 54956.9 (a) – Existing Litigation**

**The Commission Conferred with Special Legal Counsel Regarding the Following Items:**

- (1) “Carmel Valley Forum, Inc. (Petitioner) vs. Local Agency Formation Commission of Monterey County (Respondent),”  
Superior Court Case Number M83394**
- (2) “William Sims, Mark Spindler, Sharon Waller, and Valley Volunteers, Inc. (Petitioners) VS. Monterey County Local Agency Formation Commission also known as LAFCO of Monterey County (Respondent),”  
Superior Court Case Number M79069**

Chair DiMaggio reopened the meeting from Closed Session with no reportable action.

**Item 12: Adjournment**

On motion of Commissioner Potter, seconded by Commissioner Perkins, there being no objections, the meeting was unanimously adjourned at 4:30 p.m. to the next regular LAFCO meeting to be held on Monday, September 24, 2007 at 4:00 p.m. in the Board of Supervisors Chambers, 168 W. Alisal St., First Floor, Salinas, California.

Respectfully Submitted,

Rachelle Jones  
LAFCO Clerk